

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of: Dean DellaPenna et al.

Serial No.:

10/751,235

Group No.:

1638

Filed:

01/02/2004

Examiner:

Worley, C.K.

Entitled:

Novel Carotenoid Hydroxylases For Use In

Engineering Carotenoid Metabolism In Plants

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

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Enclosed please find an Information Disclosure Statement and Form PTO-1449, including copies of the references contained thereon, for filing in the U.S. Patent and Trademark Office.

A check for \$180.00 is also enclosed pursuant to 37 C.F.R. § 1.17(p) for filing this Information Disclosure Statement after three months as set forth in C.F.R. § 1.97(c).

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: December 20, 2005

Registration No. 55,210

MEDLEN & CARROLL, LLP 101 Howard Street, Suite 305 San Francisco, California 94105 608/218-6900



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The citations listed below may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

- U.S. Patent No. 6,642,021
- U.S. Patent No. 6,232,530
- U.S. Patent No. 2003/0207947 A1
- U.S. Patent No. 20020102631A1
- U.S. Patent No. 20020086380A1

- U.S. Patent No. 20030129264A1
- U.S. Patent No. 20030196232A1
- WO 00/32788
- WO 03/001901.
- Nelson et al. Pharmacogenetics, 6:1–42 (1996)
- Niyogi, Annu. Rev. Plant Physiol. Plant Mol. Biol. 50, 333-359 (1999)
- Hirschberg, Curr. Opin. Plant Biol. 4, 210-218 (2001)
- Sun, et al. J. Biol. Chem. 271, 24349-24352 (1996)
- Tian, et al. Plant Mol. Biol. 47, 379-388 (2001)
- Pogson, et al. Plant Cell 8, 1627-1639 (1996)
- Tian, et al. Plant Cell 15, 1320-1332 (2003)

20/2005

- Chapple, Annu. Rev. Plant Physiol. Plant Mol. Biol. 49, 311-343 (1998)
- Schuler and Werck-Reichhart, Annu. Rev. Plant Biol. 54, 629-667 (2003)
- Back and Chappell, PNAS 93: 6841-6845, (1996)
- Cunningham and Gantt E. Proc Natl Acad Sci U S A. 27;98(5):2905-10 (2001)

This Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these citations constitutes prior art.

Dated:

Robert A. Goetz

Registration No. 55,210

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PTO/SB/08A (08-03)

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Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of 3

	Complete if Known				
	Application Number	10/751,235			
	Filing Date	1/2/2004			
	First Named Inventor	DellaPenna et al.			
	Art Unit	1638			
	Examiner Name	Worley			
_	Attorney Docket Number	MSU-08604			

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	^{US-} 6,642,021	11/04/2003	Cunningham, Jr. et al	whole document
	2	^{US-} 6,232,530	05/15/2001	DelllaPenna et al.	whole document
	3	us- 2003/0207947 A1	11/06/2003	DeSouza et al.	whole document
	4	^{US-} 20020102631A1	11/04/2003	Cunningham Jr. et al	whole document
	5	^{US-} 20020086380A1	08/01/2002	Cunningham Jr. et al	whole document
	6	^{US-} 20030129264A1	07/10/2003	Hauptmann, et al.	whole document
	7	^{US-} 20030196232A1	10/16/2003	Hauptmann, et al.	whole document
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		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Ĺ.
	8	WO 00/32788	08/06/00			
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO				Application Number	10/751,235
INF	ORMATION	DIS	CLOSURE	Filing Date	1/2/2004
STA	STATEMENT BY APPLICANT			First Named Inventor	DellaPenna et al.
	41	4		Art Unit	1638
(Use as many sheets as necessary)			iecessary)	Examiner Name	Worley
Sheet	2	of	3	Attorney Docket Number	MSU-08604

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	10	Nelson et al. Pharmacogenetics, 6:1–42 (1996)	
	11	Niyogi, Annu. Rev. Plant Physiol. Plant Mol. Biol. 50, 333-359 (1999)	
	12	Hirschberg, Curr. Opin. Plant Biol. 4, 210-218 (2001)	
	13	Sun, et al. J. Biol. Chem. 271, 24349-24352 (1996)	
	14	Tian, et al. Plant Mol. Biol. 47, 379-388 (2001)	
•	15	Pogson, et al. Plant Cell 8, 1627-1639 (1996)	
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	17	Chapple, Annu. Rev. Plant Physiol. Plant Mol. Biol. 49, 311-343 (1998)	
-	18	Schuler and Werck-Reichhart, Annu. Rev. Plant Biol. 54, 629-667 (2003)	
	19	Back and Chappell, PNAS 93: 6841-6845, (1996)	

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Signature	Considered	33333

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¹ Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

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m 1449/P1O		Application Number	10/751,235	
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		Art Unit	1638	
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of	3	Attorney Docket Number	MSU-08604	
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NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²		
	20	Cunningham and Gantt E. Proc Natl Acad Sci U S A. 27;98(5):2905-10 (2001)			
Evaminar	<u>'</u>	Date			

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